

THE MICHIGAN PENAL CODE (EXCERPT)

Act 328 of 1931

CHAPTER VII

AIRCRAFT AND AERONAUTICS

750.43 Aircraft and aeronautics; definitions.

Sec. 43. Definitions—Whenever the word “aircraft” is used in this chapter it shall mean any contrivance now known or hereafter invented, used or designed for navigation of or flight in the air except a parachute or other contrivance designed and used primarily for safety equipment. “Passenger” means any person not the pilot or member of the crew of any aircraft. “Aeronaut” includes aviator, pilot, balloonist, and every other person having any part in the operation of aircraft while in flight.

History: 1931, Act 328, Eff. Sept. 18, 1931;—CL 1948, 750.43.

Former law: See section 1 of Act 224 of 1923, being CL 1929, § 4811.

750.44 Trick or acrobatic flying.

Sec. 44. An aeronaut or passenger who, while in flight over a thickly inhabited area or over a public gathering engages in trick or acrobatic flying or in any acrobatic feat or, except while in landing or taking off, flies at such a low level as to endanger the persons on the surface beneath, or drop or release any object or thing that may endanger life or injure property except when necessary to the personal safety of the aeronaut or passenger, is guilty of a misdemeanor punishable by imprisonment for not more than 1 year or a fine of not more than \$1,000.00.

History: 1931, Act 328, Eff. Sept. 18, 1931;—Am. 1937, Act 67, Eff. Oct. 29, 1937;—CL 1948, 750.44;—Am. 2002, Act 672, Eff. Mar. 31, 2003.

Former law: See section 9 of Act 224 of 1923, being CL 1929, § 4819.

750.45 Open air assemblies; operation of aircraft; altitude.

Sec. 45. A person who operates an aircraft over open air assemblies of people at a height of less than 1,500 feet from the ground is guilty of a misdemeanor punishable by imprisonment for not more than 1 year or a fine of not more than \$1,000.00. This section does not apply to groups assembled for the purpose of witnessing aerial exhibitions and stunt flying, nor to groups assembled at a flying field.

History: 1931, Act 328, Eff. Sept. 18, 1931;—CL 1948, 750.45;—Am. 2002, Act 672, Eff. Mar. 31, 2003.

Former law: See sections 1 and 2 of Act 9 of 1926, Ex. Sess., being CL 1929, §§ 4822 and 4823.